

REGULAR MEETING of the Burrillville Town Council held Wednesday, May 13, 2009 at 7:05 P.M. in the Town Council Chambers, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.

PRESENT: Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn Jr. and Norman C. Mainville

MEMBERS ABSENT: Council President Nancy F. Binns was excused due to illness

1. Council Vice President Wallace F. Lees led those present in pledging allegiance to the flag.

2. VOTED to accept the minutes of the regular meeting and the public hearing held April 22, 2009 and dispense with the reading of said minutes.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

3. Public Comment

David Rossi commented on the public address system.

Kevin Blais of Tarkiln Road, Nasonville, discussed his request for computer assisted real-time transcription (CART) services, his having taken possession of digital hearing aids, and his need for an interface module to be used in conjunction with the hearing aids.

Kevin Blais of Tarkiln Road, Nasonville, denied alleged reports of his interference with the Shippee Bridge project.

Kevin Blais of Tarkiln Road, Nasonville, announced that May is Motorcycle Safety and Awareness Month.

4. General Good and Welfare of the Town of Burrillville

Councilor Margaret L. Dudley announced that the Zahn Family Scholarship deadline had been extended to May 15, 2009.

Councilor Margaret L. Dudley noted that the Levy Scholarship deadline is also May 15, 2009.

Councilor Margaret L. Dudley commented that the Burrillville Farmer's Market would begin on May 16, 2009. The Farmer's Market is held from 9:00 A.M. to Noon and will continue throughout the summer.

Councilor Margaret L. Dudley announced the Lion's Club Breakfast on Sunday, May 17, 2009, to be held from 7:30 A.M. to Noon at the Burrillville Middle School.

Councilor Kevin D. Heitke noted that the Burrillville High School Undergraduate Awards Ceremony was being held concurrent with the present meeting. Councilor Heitke acknowledged and congratulated the 75 students who were being recognized.

Councilor Robert A. Bishop commented that the Shippee Bridge project looks good, noting that parking lots and concrete work had been completed.

Councilor Michael J. Karmozyn, Jr. reminded those present that the Austin T. Levy School would celebrate Mr. Levy's birthday on May 16, 2009.

Councilor Norman C. Mainville announced the Burrillville Allied Veterans' American Legion Posts 17, 88 and VFW Post 1023 Annual Banquet, scheduled for Saturday May 16, 2009.

Michael C. Wood, Town Manager, wished Councilor Margaret L. Dudley a happy birthday.

Michael C. Wood, Town Manager, commented on the success of the 2009 Family Fair, thanked participants, and acknowledged the efforts

of the Recreation Department.

Michael C. Wood, Town Manager, reported on the Round Top Bridge project.

Michael C. Wood, Town Manager, addressed Mr. Blais comments relative to assistive listening devices, renewing the Town's request for a description of the equipment recommended by the audiologist.

Councilor Wallace F. Lees extended the Pascoag Utility District's invitation to the Town Council to attend the Burrillville High School Conservation Cookout at the District Offices on May 22, 2009.

5. Petitions: None

6. Special Business:

09-123 VOTED to open a proclamation honoring G. Wayne Miller.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

G. Wayne Miller was presented with the following proclamation:

BURRILLVILLE TOWN COUNCIL

PROCLAMATION

WHEREAS, G. Wayne Miller is the proud and loving father of three children, Rachel, Katy and Calvin; and grandfather of Isabella Katherine and Olivia; and

WHEREAS, G. Wayne Miller grew up in Wakefield, Massachusetts, at which time he developed an early interest in writing; and

WHEREAS, G. Wayne Miller graduated from St. John's Preparatory and Harvard College; and

WHEREAS, G. Wayne Miller's career as a journalist includes stints at several publications, including his current award-winning work at The Providence Journal where he has produced many memorable articles and series; and

WHEREAS, G. Wayne Miller has a rich and varied career, having published seven books and written and produced many film and multi-media projects; and

WHEREAS, G. Wayne Miller discovered the Town of Burrillville while on assignment by The Providence Journal at Zambarano Hospital,

shortly after which he moved to the town; and

WHEREAS, Since his arrival in Burrillville, G. Wayne Miller has served on the Burrillville-Glocester Youth Soccer Association and the Burrillville Junior Hockey League; and

WHEREAS, G. Wayne Miller has devoted much of his time to his greatest community passion: the Jesse M. Smith Memorial Library, having served on: the Board of Directors for 14 years (10 as Chairman); the Rhode Island Coalition of Library Advocates, the Burrillville Townwide Library Needs Committee, the Burrillville Library Facilities Committee, and the Burrillville Library Building Committee; and

WHEREAS, G. Wayne Miller's dedication to the library contributed greatly to the success of constructing a new building that is truly the Cornerstone of the Community.

NOW THEREFORE BE IT RESOLVED that we, the Town Council of the Town of Burrillville on this thirteenth day of May 2009, honor G. Wayne Miller, recognize his many years of service to the Town of Burrillville, warmly thank him for his many years' contribution to community and wish him the very best in all his future endeavors.

Mr. Miller acknowledged the recognition, commented on the advances at the Jesse M. Smith Memorial Library and thanked the

Town Council and Town Manager for their support throughout his years working with the library.

VOTED to adopt the proclamation.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-124 VOTED to adopt a proclamation honoring Kyle Presbrey upon his elevation to the rank of Eagle Scout.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

Discussion: Council Vice President Wallace F. Lees noted that he would attend the ceremony on June 6, 2009 and present Mr. Presbrey with the proclamation.

09-125 VOTED to grant an annual victualing license to Juliette Lopez d/b/a Anabells' Ice Cream to apply at 50 Old Hillside Drive, Glendale on property owned by the Town of Burrillville (Assessor's Map 93, Lot 41).

Motion by Councilor Norman C. Mainville. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-126 VOTED to grant an annual Hawkers & Peddlers License to Juliette Lopez d/b/a Anabells' Ice Cream to apply throughout the Town of Burrillville.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Robert A. Bishop. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-127 VOTED to grant an annual Hawkers & Peddlers License to Donald W. Klemanchuck d/b/a Don's Frozen Lemonade & Ice Cream to apply throughout the Town of Burrillville.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

7. Unfinished Business: None

8. New Business:

09-128 VOTED to declare surplus one Epson printer, Model CX11NF, asset tag #001837, as requested by Edward J. Pienkos, Information Systems Manager.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-129 VOTED to authorize the Town Manager and Town Solicitor to enter into agreements with the following firms for an initial period of up to three (3) years with the option for the Town Manager to extend

the initial agreement twice, [potential for two (2) one-year extensions, for a possible five-year maximum];

ATC Environmental Beals & Thomas, Inc. Bradford Associates

Bryant Associates Bryant Engineering Caito Corporation

Casali/D'Amico Cataldo Associates CME Associates

**Commonwealth Engineers Crossman Engineering DiPrete
Engineering**

DiPrete Engineering Co. ERA, Inc. Garafalo & Associates

Gates, Leighton & Associates GRA Hali Beckman, Ltd.

Jacobs Associates John Carter & Company McMahon

**Natural Resource Services Pare Engineering Corp. Saccoccio
Associates**

Stantec Consulting VHB Waterman Engineering Co.

Woodard & Curran

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Norman C. Mainville. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-130 Correspondence from Elizabeth Morin, Pauline Lima and Karen Taylor of the Downtown Pascoag Neighborhood Association

regarding their request to use the municipal parking lot on Pascoag Main Street on June 20, 2009.

VOTED to grant the request of the Downtown Pascoag Neighborhood Association to use the municipal parking lot on Pascoag Main Street on June 20, 2009, and that the parking lot be closed during the time of the Block Party (Noon to 5:00 P.M.).

Motion by Councilor Norman C. Mainville. Seconded by Councilor Robert A. Bishop. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-131 VOTED to open the correspondence from the Paperless Agenda Committee regarding their study/recommendations related to paperless agenda.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

Discussion: Councilor Kevin D. Heitke reviewed the actions of the Committee, highlighting the recommendations that the process remain user-friendly and optional.

MOTION to receive and file.

Motion by Councilor Norman C. Mainville. There was no second.

VOTED that any Councilor who wishes to participate in a paperless agenda inform the Town Manager so that they may be set up to use the system.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-132 VOTED to open discussion, consideration and action upon a proposed resolution amending the fiscal year 2008/2009 budget to reflect a decrease in total projected anticipated revenue due to a decrease in State aid and to further amend said budget by decreasing the total appropriation to the School Department due to said decrease in State aid and the suspension of required contributions to the teachers' retirement system by the School Department.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

Michael C. Wood, Town Manager, explained the changes in the state budget that resulted in the proposed resolution. Council Vice President Lees sought comment from Robin Kimatian, the School Department Supervisor of Business Affairs, who expressed apparent concurrence with the proposal. There was discussion of the budget amendment and the impact of suspension of required contributions to the teachers' retirement system.

VOTED to adopt the following resolution:

Burrillville Town Council

Resolution Amending the 2008/2009 Budget

WHEREAS, the State of Rhode Island acting through its General Assembly has suspended the requirement for contributions to the teachers' retirement fund for the fiscal year 2009 which is also known as the current budget year; and

WHEREAS, by virtue of the State suspending said contributions the

Burrillville School Department will not be required to make payments in the amount of \$576,252 to the teachers' retirement system for the balance of the current budget year; and

WHEREAS, the Town of Burrillville has included funding in its total appropriation to the Burrillville School Department for the current budget year for the purpose of making said contributions towards the teachers' retirement fund; and

WHEREAS, the Town in originally projecting anticipated revenue for the current budget year factored in State aid in the amount of \$12,228,672 which would offset the amount appropriated to the School Department for contributions to the teachers' retirement system as contained in the total appropriation to the School Department; and

WHEREAS, based on reductions in State aid for the current budget year the Town will not be receiving the anticipated revenue as referenced above; and

WHEREAS, if the Town does not decrease its appropriation to the School Department for the current budget this year it shall incur a deficit and may incur structural deficits in future budgets.

NOW, THEREFORE, be it Resolved that the budget for fiscal year 2008/2009 be amended as follows:

- 1. Anticipated revenue for fiscal year 2009 is hereby reduced by \$576,252 for a total amended anticipated revenue of \$11,652,420.**
- 2. The appropriation for the School Department is reduced by \$576,252 for a total amended appropriation of \$27,060,748.**
- 3. Any Federal and/or State funds which may be received by the Town**

including but not limited to funds received pursuant to the Federal Stimulus Act and that are specifically earmarked in support of education shall be set aside in a separate fund for the use of the School Department on the condition that said funds do not require future commitments/financial obligations by the Town of Burrillville. Adopted as a resolution of the Burrillville Town Council this 13th day of May 2009.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Norman C. Mainville. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused. 09-133 VOTED to refer to the Screening Subcommittee the applications for reappointment from William A. Andrews to the Burrillville Sewer Commission and Matthew J. Misiaszek to the Burrillville Housing Authority.

Motion by Councilor John M. Karmozyn, Jr. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

Pending Legislation:

09-134 VOTED to oppose House Bill 2009 – H 5971, An Act Relating to Parks and Recreational Areas – Public Use of Private Lands – Liability Limitations:

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

VOTED to adopt a resolution opposing House Bill 2009 – H 5971, An Act Relating to Parks and Recreation Areas – Public Use of Private Lands – Liability Limitations, as follows:

**Town Council of the Town of Burrillville
Resolution Opposing House Bill 2009 – H 5971
An Act Relating to Parks and Recreational Areas –
Public Use of Private Lands – Liability Limitations**

At a Regular Meeting of the Burrillville Town Council held on Wednesday, May 13, 2009 at 7:00 P.M. in the Town Council Chambers, Town Building, 105 Harrisville Main Street, Harrisville, RI 02830, and at which time a quorum was present and acting throughout, the Town Council of the Town of Burrillville voted to oppose House Bill 2009 –

H 5971, An Act Relating to Parks and Recreational Areas – Public Use of Private Lands – Liability Limitations, which would change the definition of “owner” to exclude the state and municipalities for the purposes of liability relating to public use of private lands.

BE IT FURTHER RESOLVED that the town clerk is hereby instructed to submit a copy of this resolution to several City and Town Councils of the State of Rhode Island seeking their consideration and support of this proposal.

PASSED AS A RESOLUTION of the Burrillville Town Council this 13th day of May 2009.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

Note: The Clerk was instructed to notify the Representatives and Senator of this action.

09-135 VOTED to support and endorse Senate Resolution 2009 – S 0892 and House Resolution 2009 – 6137; Congratulating The Eleanor Slater Hospital/Zambarano Unit on the Recognition of Zambarano

Day.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Robert A. Bishop. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

Note: The Clerk was instructed to forward a copy to The Eleanor Slater Hospital/Zambarano Unit.

09-136 VOTED to open discussion of Senate Bills 2009 – S 0442, S 0443, S 0444, S 0693 and S 0694; Acts Relating to Labor and Labor Relations, introduced at the request of the Rhode Island League of Cities and Towns.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Norman C. Mainville. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

MOTION to support Senate Bill 2009 – S 0442, Minimum Manning.

Motion by Councilor Margaret L. Dudley. There was no second.

MOTION to support Senate Bill 2009 – S 0443

Motion by Councilor Margaret L. Dudley. There was no second.

MOTION to support Senate Bill 2009 – S 0444

Motion by Councilor Margaret L. Dudley. There was no second.

MOTION to support Senate Bill 2009 – S 0693

Motion by Councilor Margaret L. Dudley. There was no second.

MOTION to support Senate Bill 2009 – S 0694

Motion by Councilor Margaret L. Dudley. There was no second.

09-137 VOTED to renew the Burrillville Town Council's opposition to House Bill 2009 – H 5123; An Act Relating to Property - Mortgage Foreclosure and Sale.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr.

and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-138 Correspondence from A. Ralph Mollis, Secretary of State, regarding his opposition to House Bill 2009 – H 5983, Article 4. Note: The referenced bill is the proposed FY2010 budget.

VOTED to oppose House Bill 2009 – H 5983, Article 4.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-139 VOTED to receive and file the correspondence from Rhode Island Statewide Coalition regarding their support of Senate Bill 2009 S 0080 and House Bill 2009 H 5318, which are intended to eliminate the straight party ballot in Rhode Island elections.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was

excused.

09-140 VOTED to support House Bill 2009 – H 6144, An Act Relating to the Burrillville Sewer Commission. Note: The referenced bill was introduced at the request of the Burrillville Town Council.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Norman C. Mainville. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-141 VOTED to receive and file House Bill 2009 – H 6177; An Act Relating to Taxation – Historic Structures – Tax Credit.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

9. Town Clerk/Communication:

09-142 VOTED to receive and file correspondence from Gerard

Aubuchon regarding his appreciation of a resolution to issues at Carol Drive.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Robert A. Bishop.

Discussion: Councilor Kevin D. Heitke read the correspondence for the record.

From: Gerard Aubuchon

Sent: Tuesday, April 28, 2009 8:15 AM

To: Town Manager's Office

Subject: Carol Dr.

I'd like to thank you for all your efforts and diligence in resolving the difficult problems associated with Carol Drive. I know all too often, managers hear many complaints with little solution to follow.

I realize the depth and complexity of this situation involved many department heads and employees of our town. I would appreciate it if you would extend my appreciation to all involved; to include first, the Director of Public Works, Rich Bernardo and his staff, which did an outstanding job in the planning and restoration of Carol Drive. Also the Town Solicitor, Patrick Dougherty, Building Official Joe Raymond and last, but not least, the fine men and women of the Burrillville Police Department.

Could you please extend my heartfelt appreciation to everyone and also to Nancy Binns.

Sincerely,

Gerard E. Aubuchon

The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-143 VOTED to receive and file the correspondence from Tracy N. Hay, Town Clerk, Town of Richmond, regarding the Richmond Town Council's support of the repeal of the Caruolo Act.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-144 VOTED to receive and file the legislative tracking report of the various bills upon which the Burrillville Town Council has taken a position, and to thank the Clerk again for the report.

Motion by Councilor Norman C. Mainville. Seconded by Councilor

John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-145 VOTED to receive and file the executed license agreement for a sign displaying the name of Commerce Park, Route 102, Burrillville.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Robert A. Bishop. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-146 VOTED to receive and file the correspondence from the Town Clerk's Office, Town of South Kingstown, regarding the South Kingstown Town Council action on Burrillville Town Council resolutions.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Margaret L. Dudley. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was

excused.

09-147 VOTED to receive and file the invitation from John McGee, Special Events Chair, Woonsocket Autumnfest, to participate in the 2009 Autumnfest.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Robert A. Bishop. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

10. Additional New Business:

09-148 VOTED to grant the request for executive session from Michael C. Wood, Town Manager, pursuant to Rhode Island Open Meeting Law [§42-46-5(a)(2)] to consider and discuss collective bargaining agreements between the Town of Burrillville and the Fraternal Order of Police Burrillville and between the Town of Burrillville and Rhode Island Council 94, Local 186.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Kevin D. Heitke. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was

excused.

Note: There was a recess before executive session.

The Town Council returned to open session at 8:50 P.M.

VOTED to seal the minutes of executive session, noting that no votes had been taken.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-149 Consider and act on ratification of a collective bargaining agreement between the Town of Burrillville and Rhode Island Council 94, Local 186.

VOTED to table.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr.

and Norman C. Mainville. Council President Nancy F. Binns was excused.

Note: This agenda was amended by adding Item #09-150 and 09-151 on May 11, 2009.

09-150 VOTED to open consideration and action on the request from Andrew Waite, U.S. Geological Survey, regarding his request for permission to locate a streamflow-gaging station on town property (Assessor's Map 108, Lot 001).

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

VOTED to approve permission to locate a streamflow-gaging station on town property (Assessor's Map 108, Lot 001).

Motion by Councilor Norman C. Mainville. Seconded by Councilor Robert A. Bishop. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr.

and Norman C. Mainville. Council President Nancy F. Binns was excused.

09-151 VOTED to table to the next meeting the correspondence from Nancy F. Binns, Town Council President, regarding stipends.

Motion by Councilor Norman C. Mainville. Seconded by Councilor John M. Karmozyn, Jr. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

11. VOTED to adjourn at 8:55 P.M.

Motion by Councilor Norman C. Mainville. Seconded by Councilor Robert A. Bishop. The vote was unanimous by the six members present. Voting in favor were Councilors Wallace F. Lees, Robert A. Bishop, Margaret L. Dudley, Kevin D. Heitke, John M. Karmozyn, Jr. and Norman C. Mainville. Council President Nancy F. Binns was excused.

The meeting was taped. The tape is on file with the record of the meeting.

Louise R. Phaneuf, Town Clerk